

SENATE BILL 1558

By Henry

AN ACT relative to taxation and to amend Tennessee Code
Annotated, Title 67.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 67-6-102(24)(F), is amended by
adding the following language as a new, appropriately designated item:

(x) The performing or furnishing, for a consideration, of any of the following:

- (a) Advertising services;
- (b) Credit reporting and debt collection services;
- (c) Mailing, photocopying, artistic, and stenographic services;
- (d) Building management services;
- (e) Personnel supply services;
- (f) Computer and data processing services;
- (g) Management consulting and public relations services;
- (h) Detective and protective services;
- (i) Research and testing services;
- (j) Motion picture production services;
- (k) Other business services;

(l) Coin-operated laundry services;

(m) Beautician and barber shop services and other personal services;

(n) Funeral services;

(o) Veterinary services provided for a pet; for purposes of this section, "pet" means any domesticated animal normally maintained in or near the household of its owner except for any livestock, as defined in Section 44-11-101, and any wildlife, as classified and defined in Section 70-4-403;

(p) Landscaping services;

(q) Other personal services;

(r) Securities brokerage services;

(s) Insurance agency services;

(t) Real estate agency services;

(u) Other finance, insurance and real estate services;

(v) Services by or privileges in membership organizations;

(w) Amusement services;

(x) Advertising services in newspapers, magazines and other periodical publications;

(y) Legal services;

(z) Engineering, architectural and surveying services;

(aa) Accounting, financial, auditing and bookkeeping services;

(bb) For-profit educational services;

(cc) Not-for-profit educational services;

(dd) For-profit social and other services;

(ee) Not-for-profit social and other services;

(ff) Medical services;

(gg) Dental services;

- (hh) Nursing and personal care facility services;
- (ii) For-profit hospital and other health services;
- (jj) Not-for-profit hospital and other health services;
- (kk) Contractor and operative builder services;
- (ll) Heavy construction services;
- (mm) Special trade contractor services;
- (nn) Transportation services;

SECTION 2. Tennessee Code Annotated, Section 67-6-205(a), is amended by deleting the words and punctuation "taxable under this chapter." and by substituting instead the following:

taxable under this chapter on June 30, 2001.

SECTION 3. Tennessee Code Annotated, Section 67-6-205, is amended by inserting the following language as a new, appropriately designated subsection:

(c)

(1) Notwithstanding any provision of this chapter or other law to the contrary, there is levied a tax at the rate of two percent (2%) of the gross charge for all services listed in § 67-6-102(24)(F)(x).

(2) Notwithstanding any provision of this chapter or other law to the contrary, the tax imposed by subdivision (c)(1) is a state tax for state purposes only and no county or municipality shall have power to levy any like tax upon such services.

(3)

(A) The provisions of subdivision (c)(1) do not affect any exemption granted pursuant to § 67-6-384.

(B) The provisions of subdivision (c)(1) do not apply to any service taxable, on June 30, 2001, pursuant to subsection (a) or any other provision of this chapter.

SECTION 4. The commissioner shall promulgate as rules such policies and procedures as may be necessary to effectuate the purposes of this act. All such rules shall be promulgated in accordance with the provisions of Tennessee Code Annotated, Title 4, Chapter 5.

SECTION 5. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

SECTION 6. This act shall take effect July 1, 2001, the public welfare requiring it.